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**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:

CASH CLOUD, INC., dba COIN CLOUD

Debtor.

Case No.: 23-10423-mkn  
Chapter 11

**DECLARATION OF KIMBERLY STEIN  
IN SUPPORT OF LUIS FLORES'S  
MOTION FOR RELIEF FROM  
AUTOMATIC STAY PURSUANT TO  
11 U.S.C. § 362(d)**

Hearing Date: April 20, 2023  
Hearing Time: 10:30 a.m.

I, Kimberly Stein, declare as follows:

1. I am over the age of 18 and mentally competent.
2. I am an attorney of record for Mr. Flores in the State Court Action.
3. I make this declaration in support of Luis Flores's Motion for Relief from Automatic Stay pursuant to 11 U.S.C. § 362(d) ("Stay Relief Motion").
4. I am authorized to make this declaration on behalf of Flangas Law Group.
5. I have personal knowledge of the facts stated herein, and I could and would testify to the same if called upon to do so.
6. Through the Stay Relief Motion, Mr. Flores seeks entry of an order lifting or modifying the automatic stay to permit issuance of a written decision following a bench trial conducted in the case

1 pending before the Eighth Judicial District Court in Clark County, Nevada (“State Court”), as case no.  
2 A-19-807370-B (“State Court Action”).

3 7. Mr. Flores is a defendant, counterclaimant, third-party plaintiff, and third-party  
4 counterclaimant in the State Court Action.

5 8. The State Court Action arises out of a business relationship and various agreements  
6 between Mr. Flores, Cash Cloud, Inc., dba Coin Cloud (“Debtor”), and affiliated entities. A bench trial  
7 in the State Court Action was held on August 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 29, 30, and 31;  
8 September 1; October 20, 21 and 24; November 21 and 22; and December 8 and 13 of 2022.

9 9. Before the State Court was able to issue its written decision at the conclusion of the trial,  
10 Debtor initiated its Chapter 11 case on February 7, 2023, by filing a voluntary petition for relief under  
11 chapter 11 of Title 11 of the United States Code (“Bankruptcy Code”).

12 10. Although, the automatic stay may not bar the State Court from issuing a decision  
13 resolving Debtor’s claims, it does prevent the State Court from issuing the decision with respect to the  
14 counterclaims, the third-party claims, and the third-party counterclaims.

15 11. Because Mr. Flores’s counterclaims are so intertwined with Debtor’s claims and the  
16 third-party counterclaims, the automatic stay is likely to effectively prevent the State Court from ruling  
17 on any matter considered at trial during the State Court Action.

18 12. On February 17, 2023, the State Court asked the parties to submit a joint letter to the  
19 State Court as to parties’ agreement as to how the State Court should proceed in connection to the  
20 issuance of a written ruling following the trial. A true and correct copy of the State Court Memo is  
21 attached herein as **Exhibit 1.**

22 13. On February 22, 2023, the parties submitted a joint letter wherein each party stated its  
23 position with respect to the issuance of the written decision. A true and correct copy of the Joint Letter  
24 is attached herein as **Exhibit 2.**

25 14. The State Court set a status check conference on April 20, 2023, for the parties to  
26 provide details on this Court’s ruling concerning the relief sought herein.  
27

1           15. If the State Court rules in Mr. Flores's favor, Mr. Flores will expeditiously file a proof  
2 of claim in this Bankruptcy Case and will forego enforcement of any judgement against Debtor while  
3 the Bankruptcy Case is pending.

4           I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND  
5 CORRECT.

6           Executed on this 15<sup>th</sup> day of March, 2023.

7 

8 Kimberly Stein, Esq.

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